

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): **Francis C. Peterson**

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Appln No.: **10/538,812**

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For: **PICTURE HANGER FOR USE  
WITH GYPSUM BOARD**

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Group Art  
Unit: **1772**

Examiner: **Not Yet Assigned**

Docket No.: **79837**

Cust. No.: **22242**

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. §§1.97 and 1.98, applicant and the undersigned attorney wish to bring the following information to the Examiner's attention in connection with the examination of the above-captioned application.

The documents are listed on PTO/SB/08A Substitute for Form PTO-1449 which accompanies this Information Disclosure Statement.

| U.S. PATENT DOCUMENTS         |                  |                             |
|-------------------------------|------------------|-----------------------------|
| Document Number               | Publication Date | Name of Patentee or         |
| Number-Kind Code <sup>2</sup> | MM-DD-YYYY       | Applicant of Cited Document |
| US-D515,911 S                 | 02/28/2006       | Mc Duff                     |
| US-D516,412 S                 | 03/07/2006       | Mc Duff                     |

**REMARKS**

Pursuant to 37 CFR §1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the statement, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

Indeed, the cited patents do not qualify as prior art. The present application is based on a PCT Application, PCT/US2003/039974, filed December 12, 2003, claiming the priority of U.S. Provisional Application 60/433,127, filed December 13, 2002. The patents cited herein claim priority based on Canadian applications filed on February 3, 2004, an March 2, 2004, more than a year later than the priority date of the present application.

Applicant's attorney believes, however, that the Examiner should be aware of the cited patents, inasmuch as commercial embodiment of the subject matter of those patents are on sale in the United States, and are within the scope of the amended claims in the foregoing application.

The Commissioner is hereby authorized to charge any fees which may be required in this application under 37 C.F.R. § §1.16-1.17 to Deposit Account No. 06-1135.

Respectfully submitted,  
FITCH, EVEN, TABIN & FLANNERY

Dated: March 6, 2007

  
Robert B. Jones  
Registration No. 20,135

FITCH, EVEN, TABIN & FLANNERY  
120 South LaSalle Street  
Suite 1600  
Chicago, Illinois 60603-3406  
Telephone: (312) 577-7000  
Facsimile: (312) 577-7007